

DIST/OFFICE	DOCKET YR.	NUMBER	FILING DATE MO.	DAY	YEAR	J	N/S	O	R	R 23	DEMAND \$	245	OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	76	0362	7	2	76	4	190	2						8510		76	0362-C

## PLAINTIFFS

LESTER LAY doing business as  
S.L.S. OIL

## DEFENDANTS

AGRICO CHEMICAL COMPANY, a  
Delaware corporation; BERTRAM  
GLAZER and FRANK J. ROBINSON,  
doing business as DUBLIN OIL  
COMPANY

## CAUSE

Removal - 28 USC §1441 (c)

## ATTORNEYS

Wesley R. Thompson  
John W. Young  
P. O. Box 1364  
Sapulpa, OK 74066  
224-3131

Doerner, Stuart (Robinson & Glazer)  
William C. Anderson  
1200 Atlas Life Building  
Tulsa, OK 74103  
585-5541

Andrew C. Cecere (Glazer & Robinson)  
101 South Tenth Street  
Richmond, Indiana 47374  
317-966-5521

Mack Muratet Braly (Agrico Chem)  
805 NBT Building  
Tulsa, OK 74103 585-9161

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
PAUPERIS

## FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

## STATISTICAL CARDS

CARD DATE MAILED

JS-5 8-1-76

JS-6 10-1-77

DATE	NR.	PROCEEDINGS
7-2-76	1.	Petition for removal, filed, removed from Dist. Court of Tulsa, Co. ph
7-2	2.	Bond for removal, filed. ph
7-2	3.	Notice of filing petition and bond for removal by deft. Bertram Glazer and Frank J. Robinson, both doing business as Dublin Oil Co., filed. p
7-2	4.	Ack. of the clerk of the Dist. Ct., Tulsa, Co., filed. ph
7-2	5.	Motion to dismiss of defts. Bertram Glazer and Frank J. Robinson both doing business as Dublin Oil Co. w/leave of Court to file without supporting brief and affidavits, which shall be filed within 20 days. (HDC-J)ph cps mld (Anderson called.)
7-22	6.	Brief in support of defts' motion to dismiss, filed, w/cps of affid. of Bertram Glazer and Frank J. Robinson. ph
7-23	MO:	It is ordered by the Court that the Pltf. file a resp. brief within 10 days to the Mo/dismiss of defts. Bertram Glazer and Frank J. Robinson doing business as Dublin Oil Company. (HDC-J)ph ltr. mld.
7-23	7.	Aff. of Bertram Glazer, fld. v
7-23	8.	Aff. of Frank J. Robinson, fld. v
7-23	9.	Certificate of Service re the mailing of affs., fld. v
7-26	10	Motion to dismiss for failure to state a claim upon which relief may be granted, filed by deft. Agrico Chemical Co., k
7-26	11	Memorandum brief of deft. Agrico in support of mot. to dismiss, filed. k
7-27	MO	It is ordered by the Court that the pltf. file a responsive brief w/in 10 days to the motion to dismiss of deft. Agrico Chem. Co. (HDC-J)k cps mld
8-2	12.	Brief in response to mot. to dismiss fld. by defts. Bertram Glazer & Frank J. Robinson, both doing business as Dublin Oil Company, filed. v
8-5	13.	Brief of pltf. in response to mo/dismiss of def. Agrico, filed. rm
8-11	14.	Reply brief in support of mot. to dismiss of Defts. Glazer & Robinson, fld. v
8-11	15.	Deft's Agrico's motion to strike pltf's resp. brief, filed. ph
8-11	16.	Deft's Agrico's memo. in support of motion to strike brief, filed. ph
8-11	MO:	It is ordered by the Court that the Pltf. file a resp. brief within 10 days to the deft. Agrico's Motion to strike pltf's resp. brief. (HDC-J)ph cps mld
8-13	17.	Pltf's certificate of mailing for briefs filed on 8-2-76 & 8-5-76, filed. ph
8-20	18.	Pltf's brief in response Deft. Agrico Chemical Co.'s motion to strike pltf's responsive brief, filed. s
10-12	19.	Order, filed and entered, that motion to dismiss of defts. Bertram Glazer and Frank J. Robinson, both doing business as Dublin Oil Co., is sustained. (HDC-J)ph cps mld
10-13	20.	Order, filed, that the Motion to Dismiss filed by Agrico Chemical Co. is overruled; further ordered that Motion to strike filed by Agrico is overruled. (HDC-J)ph cps mld
10-26	21.	Notice by def. of deposition of pltf. on 11/11/76 in Tulsa, filed. rm
10-26	22.	<u>Answer</u> of def., Agrico, filed. rm
11-3	MO:	Case set for PT hearing on 2-1-77 at 11:00 a.m. (HDC-J)ph cps mld
11-18	23.	Notice by def. Agrico to take deposition of Roy Starr and Don Steele in St. Louis, Mo. on 12/1/76, filed. rm

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 76-C-362-C
Lester Lay	Agrico	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
1976		
11-24		Deposition of Lester Lay, taken on behalf of def. Agrico on 11/11/76 filed. (E. E. Rutherford-NP)(\$124.50 pd by def.) rm
12-14	24.	Deft. Agrico Chem.'s notice to take deposition of Bertram Glazer and Frank Robinson on 1-7-77, filed. ph
12-29	--	Deposition of Sidney A. Norwood, filed. (\$94.50 pd by pltf.) (M.A. Bailey-LSR)ph
1977		
1-13	MO:	Case reset for PT hearing on 3-2-77 at 11:00 a.m.s (HDC-J) cps. mld.
1-27	--	Deposition of Roy Starr, taken on 12-1-76 on behalf of defts. (R.E. Schroeder-SR)ph
1-28	25.	Deft. Agrico Chem. Co.'s motion for S/J, w/brief., filed. ph
1-28	MO:	It is ordered by the Court that the pltf. file a resp. brief within 10 days to the deft. Agrico Chem. Co's motion for S/J. (HDC-J)ph ltr mld
2-7	26.	Pltf's brief in resp. to motion for S/J of deft. Agrico Chem. Co., filed. ph
2-14	--	Deposition of Frank J. Robinson, filed. (L. Scheibler-RPR)ph \$156.35 pd by deft. Agrico)
2-14	--	Deposition of Bertram Glazer, filed. (L. Scheibler-RPR)ph(\$84.25 dp paid by deft. Agrico)
2-15	27.	Def.Agrico's reply memo. in support of mo/SJ, filed. rm
2-24	28.	Appl. of def. Agrico to strike pretrial conf. set for 3/2/77,filed.rm
2-28	29.	Order, filed, continuing PT hearing set for 3-2, to be reset by the Court. (HDC-J)hm (copies mailed)
3-7	MO:	Case set for PT hearing on 5-3-77 at 1:30 p.m. (HDC-J)ph
5-3	---	Pre-trial conf. held. Statements made, re jurisdiction. Ct. advises that he will remand case to State Court for lack of jurisdiction. Pltf. directed to prepare proper order by 5/9/77. Pre-trial memo. filed in open ct. (HDC-J)rm
5-3	30.	Pre-trial memo., filed in open ct. rm
5-5	31.	Letter from Judge Cook to Pltf. counsel giving them 10 days to file any resp. to Mr. Braly's letter received May 3, 1977. (HDC-J)ph
5-16	32.	Pltf's resp. to deft. Agrico's request to reconsider the Court's Determination to remand, filed. ph
9-20	33.	Order, filed and entered, that case be remanded to the Dist. Court of Tulsa County. (HDC-J)ph cps of pleadings w/original depos. of Frank J. Robinson;Bertram Glazer; Roy Starr; Sidney A. Norwood; and Lester Lay; cc copy of order mld to County Court

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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PAGE \_\_\_\_ OF \_\_\_\_ PAGES

## PROCEEDINGS